

## EXHIBIT U

**Francisco J. Navarro**

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**From:** Mervis, Michael [MMervis@proskauer.com]  
**Sent:** Thursday, August 21, 2008 12:12 PM  
**To:** Matthew I. Menchel; Francisco J. Navarro  
**Cc:** Dempsey, Patrick J.; Blinderman, Eric H.  
**Subject:** Aruba Hotel Enterprises N.V. v. Belfonti et al 07-cv-07564-PAC

Counsel - In response to paragraph 4 of Judge Crotty's August 19, 2008 Order, the date of the loan modification agreement is June 23, 2008. We will prepare and circulate a proposed stipulation to address the other aspect of paragraph 4 of the Order.

Michael T. Mervis | PROSKAUER ROSE LLP  
Member of the Firm  
1585 Broadway | New York, NY 10036-8299  
V: 212.969.3565 | F: 212.969.2900 | Mobile: 917.756.9758  
mmervis@proskauer.com | [www.proskauer.com](http://www.proskauer.com)

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9/5/2008